

THE PROVINCIAL ASSEMBLY OF SIND (FINANCE COMMITTEE) RULES,  
1973.

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**SECRETARIAT OF THE PROVINCIAL ASSEMBLY OF SIND.  
NOTIFICATION**

Karachi, dated the 4<sup>th</sup> December, 1973.

NO. PAS/Legis/F.C-1/73.-- In exercise of the powers conferred by clause (3) of Article 88 read with Article 127 of the Constitution of the Islamic Republic of Pakistan, the Finance Committee of the Provincial Assembly of Sind has made the following rules for regulating its procedure, namely:-

**PART I—PRELIMINARY.**

1. **Short title and commencement.**- (1) These rules may be called the Provincial Assembly of Sind (Finance Committee) Rules, 1973.
  - (2) They shall come into force at once.
2. **Definitions.**— (1) In these rules, unless the context otherwise requires:--
  - (i) “Assembly” means the Provincial Assembly of Sind duly constituted under the provisions of the Constitution and includes the Provincial Assembly of Sind constituted under Interim Constitution of the Islamic Republic of Pakistan;
  - (ii) “Budget” means a statement of the estimated receipts and expenditure of the Provincial Assembly, in a financial year and includes a statement of supplementary or excess grants for the Provincial Assembly in respect of a financial year;
  - (iii) “Committee” means the Finance Committee of the Provincial Assembly of Sind constituted under clause (2) of Article 88 read with Article 127 of the Constitution;
  - (iv) “Constitution” means the Constitution of the Islamic Republic of Pakistan;
  - (v) “Department of the Government” means the Secretariat Department of the Government;
  - (vi) “Finance Minister” means the person performing the functions of the Finance Minister or any other person to whom the subject of the Finance is allotted for the purpose of these rules;
  - (vii) “Government” means the Provincial Government of Sind;
  - (viii) “Meeting” means a meeting of the Committee;

- (ix) "Member" means a Member of the Committee;
- (x) "Officer" means an officer of the Secretariat;
- (xi) "Secretariat" means the Secretariat of the Assembly;
- (xii) "Secretary" means the Secretary of the Assembly and included any person for the time being performing the duties of the Secretary; and
- (xiii) "Speaker" means the Speaker of the Assembly and includes Deputy Speaker and any other person for the time being performing the duties of the Speaker.

## **PART II—THE COMMITTEE**

### **3. Composition.—** (1) The Committee shall consist of—

- (a) The Speaker of the Provincial Assembly of Sind;
  - (b) The Minister of Finance of the Government;
  - (c) Such other members of the Assembly as may be elected by the Assembly.
- (2) The Speaker of the Assembly shall be the Chairman of the Committee.
- (3) If the Speaker is unable to be present at any meeting of the Committee, The Committee shall elect one of its Members to be its Chairman for that meeting.
- (4) The Secretary shall be Secretary to the Committee.

### **4. Functions.--** The Committee shall—

- (a) Prepare and approve the budget for the Assembly;
- (b) Advise the Assembly in regard to the expenditure to be incurred within the authorised appropriations; and
- (c) On reference by the Assembly, if any, recommend the salaries and allowances payable to a member of the Assembly.

### **5. Meetings.--** (1) The Committee shall sit on such days as the Secretary may, with the approval of the Speaker, fix.

(2) Subject to sub-rule (1), on a requisition made by not less than three members, the Speaker shall call a meeting of the Committee within seven days from the date of receipt of requisition.

**6. Agenda, notice and record of the proceedings of meetings.--** (1) The agenda for a meeting shall be determined by the Secretary with the approval of the Speaker and intimated to the members atleast three days in advance of the meeting.

(2) Notice of all meetings shall be sent by the Secretary to all members.

(3) Minutes of the proceedings of each meeting and its decisions shall be maintained by the Secretary.

**7. Quorum.—**Three Members, one of them being the Speaker or the Minister of Finance, shall constitute the quorum for a meeting.

**8. Resignation of members.--** A member, other than the Speaker and the Minister of Finance, may resign his membership by writing under his hand addressed to the Speaker.

**9. Filling of Casual Vacancies.—**(1) A casual vacancy in the Committee shall be filled, as soon as possible after the vacancy occurs, by election of another member of the Assembly.

(2) Subject to the requirement of quorum, the Committee shall have power to act notwithstanding any vacancy in its membership.

**10. Discharge of members.—**If a member is absent from three or more consecutive meetings without the permission of the Speaker, a motion may be moved by any member in the Assembly for the discharge of such member from the Committee.

**11. Decision.--** All decisions at a meeting which shall be binding, shall be taken by the votes of the majority of the members present and voting.

**12. Casting vote of Speaker.-** In addition to his vote as a member, the Speaker or the person presiding, in his absence, shall, in the event of an equality of votes, have a casting vote.

### **PART III—THE CONTROL OF EXPENDITURE.**

**13. Control of expenditure.—** Control over expenditure of the Secretariat within the authorised appropriations shall be exercised by the Secretary in accordance with the general or special directions of the Committee.

**14. Principal Accounting Officer.—** (1) The Secretary shall be the Principal Accounting Officer of the Secretariat in respect of all expenditure of the Secretariat.

(2) The duties and responsibilities of the Principal Accounting Officer shall be such as may, from time to time, be determined by Government for the Principal Accounting Officers in the Departments of the Government.

(3) The Secretary may with the approval of the Speaker appoint an officer of the Secretariat not below the rank of Deputy Secretary, as Finance and Accounts Officer to assist him in financial and accounting matters and such officer shall perform duties and functions as the Finance and Accounts Officer, in addition to his own normal duties.

**15. Financial powers of the Secretary.—** The financial powers delegated to the Departments of Government shall be exercised by the Secretary.

**16. Reference to Finance Department.—** For the proper discharge of their duties by the Secretary or the Committee under these rules the Secretary may refer any case to the Finance Department of the Government for tendering advice.

**17. Expenditure beyond financial power of the Secretary.—** (1) No expenditure beyond the financial powers of the Secretary shall be incurred without the prior approval of the Finance Committee, and where such approval has been obtained, the expenditure shall be deemed to be a legitimate charge on the funds of the Secretariat.

(2) All cases of expenditure not within the authorised appropriations shall be placed before the Finance Committee.

**18. Delegation of powers by the Secretary.—** The Secretary may delegate any of his powers under rule 15 to any officer of the Secretariat.

**19. Financial sanctions to be in the name of the Governor/Speaker.—** All Financial sanctions shall be expressed in the name of the Governor.

**20. Budget.—** (1) The Secretary shall cause the budget to be prepared and laid before the Committee for approval.

(2) The Budget, as approved by the Committee, shall be transmitted to the Finance Department in such manner and form as may, from time to time be prescribed by the Government.

**21. Cases to be brought before the Committee.—** (1) All cases of the following categories shall be brought before the Committee for its decision:--

- (i) Proposals for the creation of new posts in the Secretariat and determination of their scales of pay and allowances;
- (ii) Proposals for the revision of the scales of pay, allowances and honoraria of the persons holding posts in the Secretariat;

- (iii) Proposals for determining the rules prescribing the conditions of service of the officers and the members of the staff of the Secretariat in so far as they have any financial implication;
  - (iv) Proposals for the grant of advance increments to any officer or a member of the staff of the Secretariat;
  - (v) Proposals or giving financial powers to any officer of the Assembly;
  - (vi) Proposals for expenditure not provided for in the annual budget estimates;
  - (vii) Statement of excesses and surrenders and proposals for appropriations and re-appropriations within the budget grant;
  - (viii) Proposals for the grant of advances to the officers and members of the staff of the Secretariat;
  - (ix) Annual estimates of the expenditure of the Provincial Assembly and its Secretariat;
  - (x) Supplementary estimates and excess demands relating to the Secretariat of the Provincial Assembly;
  - (xi) Cases incidental, consequential and ancillary to the control of expenditure of the Provincial Assembly not specifically mentioned in this sub-rule;
- (2) The Committee may by a special or general order authorize its consent to be presumed within the limits laid down by it for the incurring of expenditure by any officer of the Assembly duly authorised to do so;

Provided that pending the issuance of the aforesaid special or general orders, the consent of the Committee shall be presumed to have been given to the exercise by the Secretary with the approval of the Speaker of such powers in respect of recurring expenditure as are conferred on an administrative Department by the Financial Rules of the Provincial Government for the time being in force.

#### **PART IV— MISCELLANEOUS.**

**22. Advice on other matters referred to the Committee.—** The Speaker may referred any other matter not specified in these rules to the Committee whose advice shall be binding.

**23. Removal of doubt and interpretation of rules.—** If any doubt arises on any point of procedure or interpretation of these rules, the decision of the Speaker thereon shall be final.

**24. Residuary Powers.—** All matters for which no provision or no sufficient provision has been made in these rules, shall be regulated in accordance with the general or special directions of the Committee.

**G.S.KEHAR,  
Speaker  
Provincial Assembly of Sind,  
and Chairman of the Finance Committee.**

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JAMALUDDIN ABRO,  
Secretary,  
Provincial Assembly of Sind, and  
Secretary to the Finance Committee

Karachi:  
Dated 4<sup>th</sup> December, 1973.